

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )

Plaintiff, )

v. )

KATHY JO MALEY, )

Defendant. )

CASE NO. 06-490M

DETENTION ORDER

Offense charged:

Conspiracy to Smuggle and Transport Aliens, in violation of Title 8, U.S.C.,  
Sections 1324(a)(1)(A)(v)(I) and 1324(a)(1)(B)(I);

Brining Illegal Aliens into the United States for Private Financial Gain, in violation  
of Title 8, U.S.C., Section 1324(a)(2)(B)(iii) and Title 18, U.S.C., Section 2.

Date of Detention Hearing: September 21, 2006

The Court, having conducted a contested detention hearing pursuant to Title 18  
U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention  
hereafter set forth, finds that no condition or combination of conditions which the defendant  
can meet will reasonably assure the appearance of the defendant as required and the safety  
of any other person and the community. The Government was represented by Ye Ting Woo.  
The defendant was represented by Bruce Erickson.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

- (1) Defendant poses a risk of non-appearance. She is a Canadian citizen with  
no ties to the Western District of Washington. Her residential and  
employment status in Canada is unstable and she has a history of mental  
health issues.

- 1 (2) Due to the nature and seriousness of the crime alleged, release of the  
2 defendant would pose a risk of danger.

3 Thus, there is no condition or combination of conditions that would reasonably assure  
4 future court appearances.

5 **It is therefore ORDERED:**

- 6 (1) Defendant shall be detained pending trial and committed to the custody of  
7 the Attorney General for confinement in a correctional facility separate, to  
8 the extent practicable, from persons awaiting or serving sentences, or being  
9 held in custody pending appeal;
- 10 (2) Defendant shall be afforded reasonable opportunity for private  
11 consultation with counsel;
- 12 (3) On order of a court of the United States or on request of an attorney for the  
13 Government, the person in charge of the correctional facility in which  
14 Defendant is confined shall deliver the defendant to a United States  
15 Marshal for the purpose of an appearance in connection with a court  
16 proceeding; and
- 17 (4) The clerk shall direct copies of this order to counsel for the United States,  
18 to counsel for the defendant, to the United States Marshal, and to the  
19 United States Pretrial Services Officer.

20 DATED this 22<sup>nd</sup> day of September, 2006.

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22 MONICA J. BENTON  
23 United States Magistrate Judge  
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